

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON JUDICIAL BRANCH, LAW ENFORCEMENT, AND JUSTICE

Call to Order:

CHAIRMAN RAY HAWK, on January 26, 2009 at 9:00 A.M., in Room 317-A Capitol.

ROLL CALL

Members Present:

Rep. Ray Hawk, Chairman (R)
Sen. John Brueggeman, Vice Chairman (R)
Sen. Keith Bales (R)
Sen. Steven Gallus (D)
Rep. Dennis Getz (D)
Rep. Cynthia Hiner (D)
Rep. Bill Nooney (R)

Members Excused: None.

Members Absent: None.

Staff Present: Debbie Carlson, Committee Secretary
Brent Doig, OBPP
Pat Gervais, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: Public Service Commission

00:00:00 Chairman Hawk
00:00:30 Ms. Gervais
00:04:01 Chairman Hawk

PUBLIC SERVICE COMMISSION

00:04:34 Chairman Hawk
00:05:04 Sen. Brueggeman
00:05:48 Chairman Hawk
00:05:56 Ms. Gervais

DP 1 PAY RETIREMENT BENEFITS

00:06:29 **Motion/Vote:** Sen. Gallus moved that **DP 1 BE ADOPTED**.
Motion carried unanimously by voice vote.
00:06:44 Ms. Gervais
00:06:51 **Motion/Vote:** Sen. Gallus moved **DP 1 BE AMENDED** to make
it Biennial. Motion carried unanimously by Voice Vote.
00:07:17 Ms. Gervais
00:07:26 Chairman Hawk

DP 4 REQUEST FOR TWO FTE

00:07:35 **Motion:** Rep. Hiner moved that **DP 4 BE ADOPTED**.

Discussion:

00:07:59 Sen. Gallus
00:09:31 Chairman Hawk
00:10:28 Sen. Gallus
00:10:59 Chairman Hawk

00:11:01 **Substitute Motion:** Rep. Hiner moved that **DP 4 BE
AMENDED** to one FTE Staff Attorney.

Discussion:

00:11:04 Sen. Gallus
00:11:10 Chairman Hawk
00:11:13 **Vote:** Motion failed 3-4 by roll call vote with Sen.
Gallus, Rep. Getz and Rep. Hiner voting aye.

DP 5 MATCH PIPELINE SAFETY FEDERAL AWARD

00:11:17 Sen. Gallus
00:11:20 **Motion/Vote:** Sen. Brueggeman moved that **DP 5 BE
ADOPTED**. Motion carried unanimously by voice vote.

DP 6 BUILDING RENT/MAINTAIN NRRI MEMBERSHIP

00:11:41 Chairman Hawk
00:12:03 **Motion/Vote:** Rep. Hiner moved that **DP 6 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 7 COMPUTER REPLACEMENT

00:12:21 Chairman Hawk
00:12:42 **Motion:** Rep. Hiner moved that **DP 7 BE ADOPTED.**

Discussion:

00:12:53 Rep. Getz
00:13:04 Ms. Gervais
00:13:34 Chairman Hawk
00:13:46 Sen. Bales
00:13:55 **Motion:** Sen. Bales moved **DP 7 be AMENDED** to make it
one time only.

Discussion:

00:14:16 Ms. Gervais
00:14:39 Chairman Hawk
00:14:46 **Vote:** Motion **TO ADOPT DP 7 AS AMENDED** carried
unanimously by voice vote.
00:15:00 Ms. Gervais

DP 9 TRAVEL

00:15:11 Rep. Hawk
00:15:20 **Motion/Vote:** Sen. Gallus moved that **DP 9 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 10 BROADCAST PSC HEARINGS ONE TIME ONLY

00:15:37 Sen. Gallus
00:16:01 **Motion/Vote:** Sen. Brueggeman moved that **DP 10 BE**
ADOPTED. Motion failed unanimously by voice vote.

ELECTED OFFICIAL PROPOSALS - VACANCY SAVINGS EXCEPTION

00:16:17 Ms. Gervais
00:17:27 **Motion:** Rep. Hiner moved the **ELECTED OFFICIAL REQUEST**
VACANCY SAVINGS EXCEPTION BE ADOPTED.
00:18:00 Chairman Hawk
00:18:40 **Vote:** Motion carried unanimously by voice vote.

ADJUST STAFF SALARIES TO MARKET RATE

00:18:45 **Motion:** Chairman Hawk moved to **ADJUST STAFF SALARIES TO MARKET RATE.**

Discussion:

00:18:52 Sen. Bales
00:19:22 Chairman Hawk
00:19:38 Rep. Getz
00:20:02 Chairman Hawk
00:20:07 Sen. Brueggeman
00:21:29 Chairman Hawk
00:21:34 **Substitute Motion:** Rep. Getz moved **TO AMEND** the request to 1/2 of the increase.
00:21:58 Chairman Hawk
00:22:32 **Vote:** Motion on amendment failed 2-5 with Sen. Gallus and Rep. Getz voting aye by roll call vote.
00:23:06 Sen. Gallus
00:23:10 **Vote:** Motion failed 2-5 by voice vote to adjust staff salaries to market rate with Sen. Gallus and Rep. Getz voting aye.
00:23:17 Sen. Bales
00:23:39 Chairman Hawk

BOARD OF CRIME CONTROL

00:24:19 Ms. Gervais

DP 102 ADMINISTRATIVE SUPPORT POSITION

00:24:48 Brent Doig
00:24:57 Chairman Hawk
00:25:16 **Motion/Vote:** Sen. Brueggeman moved that **DP 102 BE ADOPTED.** Motion carried unanimously by voice vote.
00:25:50 Chairman Hawk
00:25:54 Sen. Gallus

DP 105 FORENSIC CRIME LAB IMPROVEMENTS

00:26:24 Ms. Gervais
00:26:33 **Motion/Vote:** Sen. Brueggeman moved that **DP 102 BE ADOPTED.** Motion carried unanimously by voice vote.
00:27:37 Sen. Gallus
00:28:24 Ms. Gervais
00:28:34 **Motion:** Sen. Gallus moved to **RECONSIDER DP 102.**
00:28:42 Sen. Brueggeman
00:28:58 Chairman Hawk

00:29:14 **Motion/Vote:** Sen. Gallus moved that **DP 102 BE AMENDED** to one time only. Motion TO ADOPT DP 102 AS AMENDED carried unanimously by voice vote.
00:29:26 Ms. Gervais
00:29:33 Chairman Hawk
00:29:55 Ms. Gervais
00:30:33 Sen. Bales
00:31:05 Ms. Gervais
00:31:24 Mr. Doig
00:31:53 Chairman Hawk
00:32:05 Sen. Bales
00:32:21 Sen. Gallus
00:32:50 Chairman Hawk

DP 106 STOP Violence Against Women Grant

00:33:10 **Motion/Vote:** Sen. Brueggeman moved that **DP 106 BE ADOPTED**. Motion carried unanimously by voice vote.
00:33:20 Chairman Hawk

DP 107 Criminal History Record Improvement Grant

00:34:03 **Motion:** Chairman Hawk moved that **DP 107 BE ADOPTED**.

Discussion:

00:34:25 Sen. Bales
00:34:47 Ms. Gervais
00:35:15 Chairman Hawk
00:35:17 **Vote:** Motion carried unanimously by voice vote.

DP 108 Domestic Violence Intervention Grant

00:35:30 Chairman Hawk
00:35:37 **Motion:** Sen. Brueggeman moved that **DP 108 BE ADOPTED**.

Discussion:

00:36:13 Ms. Gervais
00:36:40 Chairman Hawk
00:37:16 **Vote:** Motion carried unanimously by voice vote.
00:37:08 Chairman Hawk
00:37:54 Ms. Gervais
00:39:21 Sen. Brueggeman
00:39:37 Ms. Gervais
00:40:04 Chairman Hawk
00:40:07 Sen. Gallus
00:40:13 Chairman Hawk
00:40:22 Ms. Gervais
00:40:28 Rep. Hiner

00:40:51 Ms. Gervais
00:41:10 Chairman Hawk
00:41:23 Ms. Gervais
00:41:44 Chairman Hawk
00:42:33 Sen. Bales
00:43:46 Chairman Hawk
00:43:53 Sen. Bales
00:43:59 Ms. Gervais
00:44:18 Chairman Hawk

Additional Documents

ADJOURNMENT

00:58:43 Adjournment: 11:00 P.M.

DEBBIE CARLSON, Secretary

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Additional Documents:

EXHIBIT ([jch18aad.pdf](#))